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January 4, 2010

BY ELECTRONIC FILING

Honorable Charles R. Wolle
 United States District Court
 for the Eastern District of New York
 225 Cadman Plaza East
 Brooklyn, New York 11201

Re: Patrick F. D'Cunha v. Eckerd Corporation
Civil Action No. 02-CV-4157

Dear Judge Wolle:

This office represents Defendant, Eckerd Corporation, in the above-captioned matter. As you know, this matter was tried in December 2009, with the jury reaching a verdict in favor of Defendant Eckerd on December 10, 2009. By letter to the Court dated December 18, 2009, with Defendant's consent, Plaintiff requested a one week extension of time to file a post-trial motion in this matter. on December 29, 2009, by electronic filing, Plaintiff served on Defendant a Motion for Judgment Notwithstanding the Verdict, pursuant to Federal Rule of Civil Procedure 50, and, in the alternative, a Motion for a New Trial, pursuant to Federal Rule of Civil Procedure 59 (collectively, "Plaintiff's Motions"), making Defendant's opposition to Plaintiff's Motions due January 12, 2010.

With the consent of Plaintiff and in light of the intervening holidays, Defendant respectfully requests an extension of time to file Defendant's opposition to Plaintiff's Motions to January 19, 2010.

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Thank you for Your Honor's time and attention to this matter.

Respectfully,

GENOVA, BURNS & VERNIOIA


JAMES BUCCI

SWS:ga

c: Patrick F. D'Cunha (by ECF)